

**IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF DELAWARE**

original

DENNIS SMITH
PLAINTIFF

V.

EX - POLICE CHIEF GUY D. BAYNARD,
INDIVIDUALLY AS AGENT OF
FRANKFORD TOWNSHIP

AND
FRANKFORD POLICE DEPARTMENT
AND

JESSE TRUITT, INDIVIDUALLY AND AS
COUNCILMAN AND POLICE
COMMISSIONER, AND AGENT FOR
FRANKFORD TOWNSHIP

AND
ALBERT OLIVER, INDIVIDUALLY AND
AS COUNCILMAN, AND AGENT FOR
FRANKFORD TOWNSHIP

AND
STEVEN C. BROUGHT, INDIVIDUALLY AND
AS FORMER COUNCILMAN PRESIDENT,
AND AS AGENT FOR FRANKFORD
TOWNSHIP

AND
KENNETH LYNCH, INDIVIDUALLY
AND COUNCILMAN AND AS AGENT FOR
FRANKFORD TOWNSHIP

AND
THOMAS W. ESENDER, INDIVIDUALLY
AND AS FORMER COUNCILMAN
PRESIDENT, AND AS AGENT FOR
FRANKFORD TOWNSHIP

AND
THEODORE ELSE, INDIVIDUALLY AND
AS COUNCILMAN, AND AS AGENT FOR
FRANKFORD TOWNSHIP

Case No. **98 - 00639 JJF**

"Federal Question(s)"
Illegally - Delayed

28 U.S.C.A. § 1331.

FILED
CLERK U.S. DISTRICT COURT
DISTRICT OF DELAWARE
2007 JUL 19 PM 3:28

DEFENDANTS

)
)

Re: 28 U.S.C.A. § 455(b)(1).

“ LETTER – 1 of MOTION ”

**Please Take Notice of this legal letter, being sent to; The Staff of Hon. Chief –
Judge Hon. Gregory M. Sleet Dearest; Staff of Chief - judge Gregory M. Sleet**

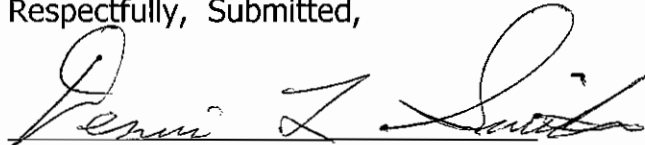
This Letter is concerning Judge Joseph J. Farnan Jr.

STATEMENT

“No ” Judge shall possess, apparent, nor actual “ Bias, as a matter, of law,. and there are substantial Prima facie, now docketed evidence(s), that “ Unconstitutional, favoritism, and or prejudice, has set in, illegally, in this matter,. In which is totally, “ Patently “ VIOLATIVE, AND OF “ EXPRESS, CONSTITUTIONAL, “ PROHIBITION(S), . See; U.S. Constitution., 14th Amendment,. **See all Motions and/or letter filed on this date, July 19, 2007, and Exhibits, if attached.**

DECEIVING A PRO SE

Respectfully, Submitted,



Mr. Dennis L. Smith “ Pro se ”

P.O. Box 311

Selbyville, Delaware 19975 - 0311

Date

July 19, 2007

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF
DELAWARE

DENNIS L. SMITH

Plaintiff,

vs.

EX – POLICE CHIEF GUY D.
BAYNARD, INDIVIDUALLY AND AS
AGENT OF FRANKFORD TOWNSHIP,
et al.,

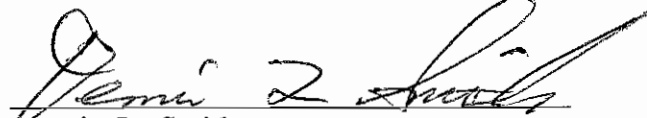
Defendants

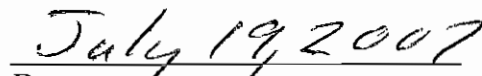
C.A. No. 98 – 00639 JJF

AFFIDAVIT OF DENNIS L. SMITH

STATES OF DELAWARE :
: SS.
NEW CASTLE COUNTY :

The, preceding - indelible truthful – statement(s) in the “**28 U.S.C.A. § 455(b)(1). LETTER 1 of Motion**” are true to the best of my knowledge and belief(s); of; Dennis L. Smith and are in full vehement compliance / Compliance(s) Here-with / Here – under; **28 U.S.C.A. § 1746**, and **18 U.S.C.A. § 1621**.


Dennis L. Smith


Date

CERTIFICATE OF SERVICE

I hereby certify that two true copies of the “ **28 U.S.C.A. § 455(b)(1). LETTER 1 of Motion** ” have been certified mailed or hand delivered on this 19 day of July 19, 2007, to defendants’ counsel and the following addresses:

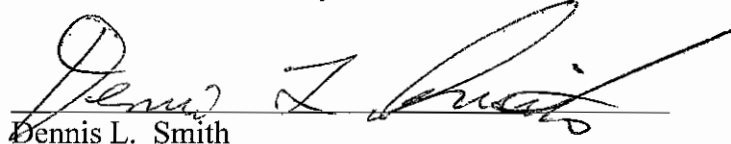
Judge Joseph J. Farnan, Jr.
Office of the Clerk
United States District Court
844 N. King Street, Lockbox 18
Wilmington, DE 19801 -3570
Hand Delivered

The Honorable Robert Daisey, Mayor
of the Town of Frankford
P.O. Box 550
#5 Main Street
Frankford, Delaware 19945
Certified Mail
7002 0460 0001 5101 7877

Mr. Bruce C. Herron esq.,
1220 North Market Street # 300
P.O. Box 25047
Wilmington, Del., 19899 - 5047
Hand Delivered

Ms. Dianna L. Mondeau
Scottsdale Insurance Company
P.O. Box 4120
Scottsdale, AZ 85261 - 4120
Certified Mail
7002 0460 0001 5101 7884

All mentioned above, certified mailed or hand Delivered by Dennis L. Smith.


Dennis L. Smith